

Ordell Elizabeth Moon
1905 Bristol St.
Petaluma, CA 94954

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

RE: ORDELL ELIZABETH MOON

Case No. 23-cv-04521-PCP

Appellant,

v.

CITIBANK, N.A., DEUTSCHE
BANK NATIONAL TRUST
COMPANY

Appellees.

_____ /

**REQUEST FOR FURTHER TIME TO FILE OPENING BRIEF
WITH DECLARATION IN SUPPORT**

The request of Ordell Elizabeth Moon, Movant, through Authorized Representative Don Shannon respectfully presents:

1. Movant has filed an appeal of the Bankruptcy Court Order Dismissing Case to be heard in the UNITED STATES DISTRICT COURT.

2. Movant did not become aware of briefing schedule until September 21, 2023.

3. Movant contacted the clerk from the UNITED STATES DISTRICT COURT by telephone on September 22, 2023 and was informed that the schedule was on the website.
4. Movant being a pro se litigant was unaware of the procedural processes of the United States District Court for scheduling but was expecting a written notice from the court and not an electronic one.
5. The BRIEFING SCHEDULE stated that the appellant's opening brief is due 5 October 2023.
6. On 29 September 2023, Movant called the Court to ask for extension of time to file stated documents but no one was in the office with which to speak with.
7. Due to the late date at which Appellant received notification of BRIEFING SCHEDULE, Movant requests more time to comply with same.

WHEREFORE, Movant prays that the time for filing appellant's opening brief be extended for fifteen days plus mailing or whatever time the court deems fair.

Dated: 2 October 2023

Respectfully Presented,

By:



Don Shannon, AR for Appellant

**Declaration in Support of Request For Further Time
To File Opening Brief**

Ordell Elizabeth Moon, Movant, through Authorized Representative Don Shannon state the following facts:

1. That I am the Authorized Representative of the Appellant in the above-entitled action
2. That after contacting the clerk of the United States District Court on September 22, 2023, it was then that Movant became aware of the appellate briefing schedule.
3. That the clerk of court mailed to Movant the briefing scheduling document that wasn't received until September 22, 2023.
4. That Movant was unaware of procedural rules of the USDC notification by use of internet services of the USDC.
5. That due to the lateness of Movant receiving notice of briefing schedule, Movant being a pro se litigant needs an extension of the opening brief filing deadline.
6. That extension of the filing deadline two weeks should not be a hindrance to Appellees' legal counsels' preparation of responding briefs.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Executed on October 2, 2023

By: _____


Don Shannon, AR for Appellant

I, declare as follows:

I am over the age of eighteen years old and not a party to the within action.

On October 2nd, A.D. 2023 I served by U.S. Mail a true copy of **REQUEST FOR FURTHER TIME TO FILE OPENING BRIEF WITH DECLARATION IN SUPPORT** in the UNITED STATES DISTRICT COURT, NORTHERN DISTRICT OF CALIFORNIA, CALIFORNIA to:

Malcolm Cisneros, A Law Corp.
Attn: Nathan F. Smith
2112 Business Center Drive, 2nd Fl,
Irvine, California 92612
(949) 252-9400

Robertson, Anschutz, Schneid & Crane LLP
Attn: Fanny Zhang Wan
350 10th Ave., Suite 1000
San Diego, CA 92101
(470) 321-7112

And that I served the same by depositing in an envelope a copy of the above stated documents, sealed the same and paid the required postage for mailing which was sent to the addresses herein which has service for U.S. Mail available.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Executed on: 10/02/2023

By:  _____